

Dissenting Opinion by Brown, J.

S085224 Delaney Geral Marks, Petitioner

v.

Alameda County Superior Court, Respondent

People, Real Party in Interest

In light of the need for reargument, submission is vacated and this matter shall be set for reargument at the earliest possible date.

4th Dist. People, Respondent

E027904 v.

Div. 2 Felicia Washington, Appellant

The time for granting review on the court's own motion is hereby extended to and including September 28, 2001. (Cal. Rules of Court, rule 28(a)(1).)

4th Dist. In re Chanda T., a Person Coming Under the Juvenile Court Law

D037224 -----

Div. 1 San Diego County Health & Human Services Agency, Respondent

S100037 v.

Sort C., Appellant

The time for granting or denying review in the above-entitled matter is hereby extended to and including October 1, 2001, or the date upon which review is either granted or denied.

S024416 People, Respondent

v.

Dellano Leroy Cleveland and Chauncey Jamal Veasley, Appellants

On application of appellant Dellano Leroy Cleveland and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 29, 2001.

S054372 People, Respondent

v.

Dennis Newton Ervine, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including October 16, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to serve a copy of the record correction motion on the Supreme Court upon its filing in the trial court.

S056364 People, Respondent

v.

Albert Jones, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including October 19, 2001, to request correction of the record on appeal. Counsel for appellant is ordered to serve a copy of the record correction motion on the Supreme Court upon its filing in the trial court.

No further extensions of time are contemplated.

S095872 People, Respondent

v.

Mark Barnum, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including September 5, 2001.

S028339 People, Respondent

v.

Gregory Calvin Smith, Appellant

Good cause appearing therefor, respondent's request filed on July 26, 2001, for copies of the reporter's transcript of hearings held pursuant to *People v. Marsden* (1970) 2 Cal.3d 118 is granted.

The clerk is directed to unseal the following portions of the reporter's transcript and to transmit copies thereof to respondent.

1. In camera hearing held on February 26, 1992 (pp. 1-11);
2. In camera hearing held on March 18, 1992 (pp. 1-22);
3. In camera hearing held on March 19, 1992 (pp. 23-28);
4. In camera hearing held on April 20, 1992 (pp.1-7).

S098337 In re **Dixon Richard Wolcott** on Discipline

It is ordered that **Dixon Richard Wolcott, State Bar No. 58667**, be suspended from the practice of law for six months, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on April 5, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date

of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2003, 2004 and 2005.

S098341 In re **John Beckerich Barriage** on Discipline

It is ordered that **John Beckerich Barriage, State Bar No. 120462**, be suspended from the practice of law for six months, that execution of suspension be stayed, and that he be placed on probation for two years on condition that he be actually suspended for 30 days. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed May 2, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2002 and 2003. (Bus. & Prof. Code section 6086.10.)

S098356 In re **John Dale Bird** on Discipline

It is ordered that **John Dale Bird, State Bar No. 133628**, be suspended from the practice of law for one year and until he makes restitution to Alexander and Amanda Gordon (or the Client Security Fund, if appropriate) in the amount of \$20,078.58 plus 10% interest per annum from September 16, 1997; to Robert J. O'Connor (or the Client Security Fund, if appropriate) in the amount of \$500.00 plus 10% interest per annum from September 16, 1997, and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of the Chief Trial Counsel, that execution of suspension be stayed, and that he be placed on probation for one year on condition that he be actually suspended for 30 days. He is also ordered to comply with the other conditions of probation, including restitution, recommended by the Hearing Department of the State Bar Court in its Order Approving First Amended Stipulation filed March 7, 2001. If complete restitution is not made by the end of the one-year probation period, probation shall be extended for four years or until **John Dale Bird** provides satisfactory evidence to the Probation Unit that restitution has been made in full, whichever comes first. It is further ordered that he take and pass the Multistate Professional

Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-third of said costs shall be added to and become part of the membership fees for the years 2002, 2003 and 2004. (Bus. & Prof. Code section 6086.10.)

S098475 In re **James McCone** on Discipline

It is ordered that **James McCone, State Bar No. 163918**, be suspended from the practice of law for six months and until he makes restitution to Milton Embs (or the Client Security Fund, if appropriate) in the amount of \$900 plus 10% interest per annum from February 14, 1996, and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of the Chief Trial Counsel, that execution of the suspension be stayed, and that he be placed on probation for one year subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on February 14, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar and one-half of said costs shall be added to and become part of the membership fees for the years 2003 and 2004. (Business & Professions Code section 6086.10.)

S098476 In re **John Michael McKenna** on Discipline

It is ordered that **John Michael McKenna, State Bar No. 91174**, be suspended from the practice of law for six months, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on February 28, 2001. Costs are awarded to the State Bar in accordance with Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

S098477 In re **Richard Gerard Prantil** on Discipline

It is ordered that **Richard Gerard Prantil, State Bar No. 147764**, be suspended from the practice of law for one year and until he makes restitution as set forth below, that execution of suspension be stayed, and that he be placed on probation for three years on

condition that he be actually suspended for four months and until he makes restitution to Ms. M. Naraghi (or the Client Security Fund, if appropriate) in the amount of \$10,000.00 plus 10% interest per annum from May 21, 1999, and furnishes satisfactory proof thereof to the Probation Unit, State Bar Office of the Chief Trial Counsel. If **Richard Gerard Prantil** is actually suspended for two years or more, he shall remain actually suspended until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. He is also ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation executed on February 26, 2001, as modified by its order filed April 25, 2001. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) He is also ordered to comply with rule 955 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.\* Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in accordance with Business & Professions Code section 6140.7.

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

S098478

In re **Danny John Meehan** on Discipline

It is ordered that **Danny John Meehan, State Bar No. 49644**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for four years on condition that he be actually suspended for one year. Respondent is further ordered to comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on April 27, 2001. Credit toward the period of actual suspension shall be given for the period of interim suspension which commenced on November 30, 2000 (*In re Young* (1989) 49 Cal.3d 257, 270). It is also ordered that respondent take and pass the Multistate Professional Responsibility Examination during the period of his actual suspension. (See

*Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn 8.) Respondent is further ordered to comply with rule 955 of the California Rules of Court, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar pursuant to Business & Professions Code section 6086.10 and payable in equal installments for membership years 2002 and 2003. \*(See Bus. and Prof. Code, § 6126, subd. (c).)

S098488

In re **Allan M. Goldberg** on Discipline

It is ordered that **Allan M. Goldberg, State Bar No. 158820**, be suspended from the practice of law for three years and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, that execution of the suspension be stayed, and that he be placed on probation for five years subject to the conditions of probation, including six months actual suspension and until he has shown proof satisfactory to the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii), Standards for Attorney Sanctions for Professional Misconduct, as recommended by the Hearing Department of the State Bar Court in its order approving stipulation filed on April 17, 2001. It is also ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order or during the period of his actual suspension, whichever is longer. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) It is further ordered that he comply with rule 955 of the California Rules of Court, and that he perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.\* Costs are awarded to the State Bar and one-third of said costs shall be added to and become part of the membership fees for the years 2002, 2003 and 2004. (Business & Professions Code section 6086.10.)

\*(See Bus. and Prof. Code, § 6126, subd. (c).)

S099835      In the Matter of the Resignation of **David Allen Bates**  
A Member of the State Bar of California  
The voluntary resignation of **David Allen Bates, State Bar No. 86879**, as a member of the State Bar of California is accepted without prejudice to further proceedings in any disciplinary proceeding pending against respondent should he hereafter seek reinstatement. It is ordered that he comply with rule 955 of the California Rules of Court and that he perform the acts specified in subdivisions (a) and (c) of that rule within 60 and 70 days, respectively, after the date this order is filed.\* Costs are awarded to the State Bar.  
\*(See Bus. and Prof. Code, § 6126, subd. (c).)

113355-01      THE HONORABLE MILDRED L. LILLIE, Presiding Justice of the Court of Appeal, Second Appellate District, Division Seven, is hereby assigned to assist the Supreme Court of California, as a justice thereof, on August 23, 2001, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: August 23, 2001

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council



113356-01        THE HONORABLE ROBERT M. MALLANO, Associate Justice of the Court of Appeal, Second Appellate District, Division One, is hereby assigned to assist the Supreme Court of California, as a justice thereof, on August 23, 2001, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: August 23, 2001

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council

113357-01        THE HONORABLE ALEX C. McDONALD, Associate Justice of the Court of Appeal, Fourth Appellate District, Division One, is hereby assigned to assist the Supreme Court of California, as a justice thereof, on August 23, 2001, and until completion and disposition of all causes and matters submitted pursuant to this assignment including, if necessary by reason of a vacancy or disqualification of a Supreme Court justice, petitions for rehearing arising out of such causes and matters.

Dated: August 23, 2001

Ronald M. George  
Chief Justice of California and  
Chairperson of the Judicial Council